

**NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

CYNTHIA RUSSO, LISA BULLARD, RICARDO GONZALES, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS LOCAL 38 HEALTH AND WELFARE FUND, INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 295-295C WELFARE FUND, AND STEAMFITTERS FUND LOCAL 439, on Behalf of Themselves and All Others Similarly Situated,

Plaintiffs,

v.

WALGREEN CO.,

Defendant.

Civil No. 1:17-cv-02246

Judge Edmond E. Chang

Magistrate Judge Sheila Finnegan

**STIPULATION OF VOLUNTARY DISMISSAL OF THE MINNESOTA CLAIMS
ASSERTED BY PLAINTIFF IBEW LOCAL 38 AND THE NEW MEXICO CLAIM
ASSERTED BY PLAINTIFF GONZALES**

Plaintiffs Cynthia Russo, Lisa Bullard, Ricardo Gonzales (“Gonzales”), International Brotherhood of Electrical Workers Local 38 Health and Welfare Fund (“IBEW Local 38”), International Union of Operating Engineers Local 295-295c Welfare Fund, and Steamfitters Fund Local 439 (collectively, “Plaintiffs”) and Defendant Walgreen Co. (“Walgreens”) – by and through their undersigned counsel and in accordance with Fed. R. Civ. P. 41(a)(1)(A)(ii) – hereby stipulate to the voluntary dismissal without prejudice of: (i) Plaintiff IBEW Local 38’s assertion of the Sixteenth Claim for Relief of the Fourth Amended Consolidated Class Action Complaint, ECF No. 477 (“FAC”), pursuant to the Minnesota Prevention of Consumer Fraud Act; (ii) Plaintiff IBEW Local 38’s assertion of the Seventeenth Claim for Relief of the FAC pursuant to the Minnesota Unlawful Trade Practices Act; (iii) Plaintiff IBEW Local 38’s assertion of the Eighteenth Claim for Relief of the FAC pursuant to the Minnesota Uniform Deceptive Trade

Practices Act; and (iv) Plaintiff Gonzales' assertion of the Twentieth Claim for Relief of the FAC pursuant to the New Mexico Unfair Practices Act. Plaintiffs and Walgreens shall each bear their own fees and costs.

DATED: February 3, 2023

Respectfully submitted,

s/ Selina Coleman (with permission)
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed electronically through the Court's Electronic Case Filing System, which will then send a notification of such filing to the registered participants as identified on the Notice of Electronic Filing.

s/ Joseph P. Guglielmo

Joseph P. Guglielmo